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REMARKS

The Examiner has rejected Claim 7 under the second paragraph of 35 U.S.C. 112. Such rejection has been rendered moot in view of the clarifications made to the claims hereinabove.

The Examiner has rejected Claims 1-6, 8-13, and 15-20 under 35 U.S.C. 102(b) as being anticipated by Sbisa, U.S. Patent No. 5,793,853. The Examiner has rejected Claims 7, 14, 21, and 22 under 35 U.S.C. 103(a) as being unpatentable over Sbisa, U.S. Patent No. 5,793,853, in view of Voit et al., U.S. Patent No. 6,157,648. Applicant respectfully disagrees with this rejection, especially in view of the amendments made hereinabove.

For example, the Examiner relies on the following excerpt from Voit to make a prior art showing of applicant's claimed "wherein the services are selected from a group consisting of an hypertext transfer protocol (HTTP) session, electronic mail session, a multimedia streaming session, and voice over Internet Protocol (IP) session" (see all independent claims).

"It is a primary objective of the present invention to respond to a maximum number of the needs which have been described.

The present invention addresses those needs by providing a robust and scalable customer account management database within the packet switched network. This database may act as manager of all transactions for a particular customer account. Each Internet telephone service subscriber will have at least one billing and authorization account maintained in a database on the Internet. During set-up of a call, the hop-off gateway will obtain identification and password information from the caller. The gateway then communicates with the database to determine if the call is authorized and to negotiate the overall billing algorithm. When the call is finished, the gateway will report usage data to the database for billing purposes." (col. 5, lines 50-67)

The present excerpt merely discloses an Internet telephone service. To further distinguish the specific set of services provided in applicant's claimed invention, now claimed in each of the independent claims is "the services include at

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least two services selected from a group consisting of a hypertext transfer protocol (HTTP) session, electronic mail session, a multimedia streaming session, voice over Internet Protocol (IP) session, a data communication session, an instant messaging session, a peer-to-peer network application session, a file transfer protocol session, and a telnet session" (emphasis added). Note at least Figure 7 and the accompanying description for support. No new matter has been added. Only applicant teaches and claims the generation of a single record including the collected data associated with such specific set of services.

A specific prior art showing of such specific claim limitations, in combination with the remaining claim elements, or a notice of allowance is respectfully requested.

To further distinguish the present claimed invention from the cited art and in the spirit of expediting the prosecution of the present application, applicant now further claims:

"wherein the data is collected utilizing an enhancement procedure defined utilizing a graphical user interface by:

listing a plurality of available functions to be applied in real-time prior to end-user reporting,

allowing a user to choose at least one of a plurality of fields, and

allowing the user to choose at least one of the listed functions to be applied to the chosen field in real-time prior to the end-user reporting" (see all independent claims).

Note at least Figures 8-11B and the accompanying description for support. No new matter has been added.

The Examiner is reminded that a claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described in

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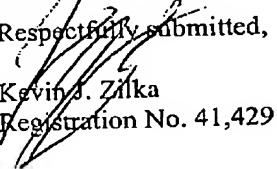
a single prior art reference. *Verdegaal Bros. v. Union Oil Co. Of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). Moreover, the identical invention must be shown in as complete detail as contained in the claim. *Richardson v. Suzuki Motor Co.* 868 F.2d 1226, 1236, 9USPQ2d 1913, 1920 (Fed. Cir. 1989). The elements must be arranged as required by the claim. This criteria has simply not been met by the Sbisa reference, especially in view of the amendments made hereinabove.

Applicant further notes numerous deficiencies in the application of the prior art to each of the dependent claims. For example, the Examiner relies on the abstract and col. 2, line 27 – col. 3, line 49 to make a prior art showing of applicant's claimed "collecting a plurality of the single records, and generating a distinct record including the collected data of each of the single records, wherein the distinct record represents each of the plurality of single records" (see all independent claims). After carefully inspection of such excerpt, applicant asserts that there is simply no disclosure, teaching or suggestion of such specific combination of elements. A specific prior art showing of such specific claim limitations, in combination with the remaining claim elements, or a notice of allowance is respectfully requested.

All of the pending independent claims are thus deemed allowable. By virtue of their dependence, all remaining dependent claims are also deemed allowable. A notice of allowance is thus requested.

In the event a telephone conversation would expedite the prosecution of this application, the Examiner may reach the undersigned at (408) 505-5100. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1351 (Order No. XACTP009).

Respectfully submitted,


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